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13	UNI

E-FILED ON JUNE 9, 2006

INITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re: USA COMMERCIAL MORTGAGE COMPANY, Debtor. In re: USA CAPITAL REALTY ADVISORS, LLC, Debtor. USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, Debtor. USA CAPITAL FIRST TRUST DEED FUND, LLC, Debtor. In re: USA SECURITIES, LLC, Debtor. Affects: **☒** All Debtors ☐ USA Commercial Mortgage Company ☐ USA Securities, LLC ☐ USA Capital Realty Advisors, LLC ☐ USA Capital Diversified Trust Deed Fund, LLC

Case Nos. BK-S-06-10725 LBR Case Nos. BK-S-06-10726 LBR Case Nos. BK-S-06-10727 LBR Case Nos. BK-S-06-10728 LBR Case Nos. BK-S-06-10729 LBR

Chapter 11

EX PARTE APPLICATION FOR ORDER SHORTENING TIME TO **HEAR MOTION FOR EMERGENCY** INTERIM AND PERMANENT ORDERS AUTHORIZING THE **DEBTORS TO OBTAIN POST-**PETITION FINANCING

(AFFECTS ALL DEBTORS)

Date: OST Requested for June 21, 2006 Time: OST Requested for 9:30 a.m.

☐ USA First Trust Deed Fund, LLC

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Lenard E. Schwartzer, Esq. of Schwartzer & McPherson Law Firm, attorney for the above
captioned debtors and debtors in possession (collectively "USA" or the "Debtors"), hereby files
this Application For An Order Shortening Time To Hear Motion For Emergency Interim And
Permanent Orders Authorizing The Debtors To Obtain Post-Petition Financing and in support
thereof states as follows:

- 1. A Motion For Emergency Interim And Permanent Orders Authorizing The Debtors To Obtain Post-Petition Financing (the "Motion") has been filed. This Motion requests that the Court (a) grant, on an interim basis, the Motion for Approval of Post-Petition Financing to ensure that the Debtor has sufficient funds to remain in operation and protect the value of the loan portfolio pending a final hearing on July 25, 2006 and (b) grant the Motion on a final basis on July 25, 2006.
 - 2. Notice can be shortened pursuant to Bankruptcy Rule 9006(c)(1) and LR 9006(a).
- 3. This Motion is requested to be heard on shortened time because without the DIP Financing the Debtors will not have sufficient funds to pay the administrative expenses or to prevent additional losses to the loan portfolio in July, 2006. The current budget (with four Official committees) reflects that administrative expenses will exceed loan servicing fees by mid-July, 2006. Omnibus hearings are currently scheduled in this matter on June 21, 2006 at 9:30 a.m. to hear other motions, and holding a hearing on the Motion at the same time would serve the interests of judicial economy.

Dated: June 9, 2006

LENARD E. SCHWARTZER

Jeanette E. McPherson, Nevada Bar No. 5423 SCHWARTZER & MCPHERSON LAW FIRM 2850 South Jones Boulevard, Suite 1 Las Vegas, Nevada 89146 and Annette W. Jarvis, Utah Bar No. 1649 RAY QUINNEY & NEBEKER P.C. 36 South State Street, Suite 1400 P.O. Box 45385 Salt Lake City, Utah 84145-0385

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